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OLL 84-1202
21 March 1984

MEMORANDUM FOR: Director of Central Intelligence

FROM: [redacted] 25X1
Acting Director, Office of Legislative Liaison

SUBJECT: Fiscal Year 1985 Intelligence Authorization Bill

REFERENCE: Memorandum to DCI and DDCI from D/OLL re Draft Fiscal Year 1985 Intelligence Authorization Bill dated 1 February 1984

1. The attached draft Fiscal Year 1985 Intelligence Authorization Bill (Tab A) has been approved by the Office of Management and Budget and other concerned Executive Branch agencies, and is now ready for transmittal to Congress. A brief description of the Bill is contained below. We recommend that the attached Bill be transmitted to Congress and have attached appropriate letters for your signature. [redacted] 25X1

2. Titles 1 through 3 and Title 6 of the draft Bill are routine in nature and similar in substance to comparable provisions contained in the Fiscal Year 1984 and previous authorization bills. [redacted] 25X1

3. Titles 4 and 5 of the draft Bill contain three substantive legislative initiatives which (a) provide the Agency with certain immigration and naturalization authorities, (b) which raise the position levels of the Director and Deputy Director of Central Intelligence, and (c) which authorize the Agency to exercise General Services Administration delegated security authorities with respect to Agency facilities. These three provisions are described in detail below. [redacted] 25X1

[redacted] 25X1

[redacted] 25X1

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25X1

[redacted]

Section 501 raises the positions of Director and Deputy Director of Central Intelligence to Levels I and II respectively of the Executive Schedule. [redacted] 25X1

Section 502 authorizes the Agency to receive a delegation of authority from the Administrator of General Services to protect Agency facilities, property and personnel with the powers provided the General Services Administration (GSA) in section 318 of Title 40, United States Code. The Agency, on several occasions, has considered accepting a delegation from GSA of certain of the unique protective authorities exercised by GSA with respect to Agency facilities. The authorities which the Agency has contemplated accepting are those set forth in 40 U.S.C. Section 318, which authorizes GSA to police certain Government buildings by enforcing laws enacted for the protection of persons and property, to prevent breaches of the peace and to otherwise enforce rules and regulations promulgated by the Administrator of GSA for the protection of Government property. In considering whether to accept a delegation from GSA of the above authorities, a question has been raised concerning the Agency's ability to accept such a delegation and exercise the above authorities given the proviso contained in the National Security Act of 1947 that the Agency may exercise "no police, subpena, law-enforcement powers, or internal security functions..." To facilitate this desired transfer of authorities from GSA to CIA, this section eliminates any doubt concerning the Agency's ability to receive and exercise these delegated security-related powers with respect to CIA facilities in light of the above prohibition contained in the 1947 Act. This section authorizes the Agency to accept a delegation of those powers set forth in section 318, the exercise of which would be limited to those essential functions needed to insure the safety and protection of Agency property and the persons thereon. This section also authorizes the

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Agency to promulgate rules and regulations for the protection of any property under the Agency's charge and control. The authority to promulgate rules and regulations permits the Agency to tailor to the needs of CIA those GSA regulations which are in effect for federal property under GSA custody and control. [redacted] 25X1

4. As you know, we have had considerable difficulty obtaining the concurrence of the Department of Justice and OMB for this latter provision. The reluctance of both these agencies to concur was based on political considerations that the effort to seek legislation of this type might be interpreted by the Congress or the press as an effort by the Agency to assume law enforcement functions. Mr. Fitzwater has succeeded in persuading Justice and OMB of the absolute necessity for the Agency to assume direct responsibiity for guarding our installations. At the same time, we have assured Justice and OMB that we will be very circumspect in exercising these protective functions. [redacted] 25X1

5. Attached at Tab B for your signature are the letters transmitting the draft Authorization Bill to the Speaker of the House and to the President of the Senate. [redacted] 25X1

[redacted] 25X1

Attachments

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Central Intelligence Agency

Washington, D.C. 20505

Executive Registry
84-1356

28 MAR 1984

The Honorable George Bush
President of the Senate
Washington, D.C. 20510

Dear Mr. President:

This letter transmits for the consideration of the Congress a proposed "Intelligence Authorization Act for Fiscal Year 1985."

To continue the progress which the Executive and Legislative Branches have taken together toward revitalization of our nation's intelligence mission, sufficient resources in Fiscal Year 1985 must be provided to ensure availability of the intelligence capabilities needed to meet the challenges facing the Intelligence Community. I am confident that the Congress will provide the sources needed to continue the progress which we have sought together.

The proposed Intelligence Authorization Act is accompanied by a detailed section-by-section explanation. Timely consideration of the "Intelligence Authorization Act for Fiscal Year 1985" would be most welcome. The Office of Management and Budget has advised that enactment of this proposed legislation would be in accordance with the President's program.

Sincerely,

/s/ William J. Casey

William J. Casey
Director of Central Intelligence

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Central Intelligence Agency

Washington, D.C. 20505

28 MAR 1984

The Honorable Thomas P. O'Neill, Jr.
Speaker of the House of Representatives
Washington, D.C. 20515

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/s/ William J. Casey

William J. Casey
Director of Central Intelligence

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